

Moab Remedial Action Contract (RAC)
Request for Task Order Proposal
Question and Response 229
February 9, 2011

229. DOE's answer to question #106 indicates that all FAR clauses included within Section I of the basic IDIQ contract applicable to this Task Order. However, we assume that no performance and/or payment bonds are required for this Task Order, and specifically that FAR 52.228-16 (Performance and Payment Bonds) included in the base prime contract does not apply to this Task Order. FAR 28.103 specifically instructs that generally the Government shall not require performance and payment bonds for other than construction contracts. This waste remediation and D&D work is clearly definable and repeatable and does not involve high-risk engineering or new technologies that would increase risk of performance to justify the use of performance and/or payment bonds. If these assumptions are not correct, please inform all offerors and fill-in the requirement bond amounts in 52.228-16(b) so all offerors can include the bond amounts in their pricing.

Response: The Moab Remedial Action RTP does not require contractors to have a performance bond.